

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MERYL POMPONIO,
Plaintiff,

v.

GOLDEN PALACE CHINESE &
JAPANESE RESTAURANT, INC., et al.,
Defendants.

Case No. 21-cv-02284-SK

CONDITIONAL DISMISSAL

Regarding Docket No. 16

Plaintiff advises the Court that the parties have reached a settlement of this case and that Plaintiff expects to file a dismissal with prejudice within ninety days. (Dkt. No. 16.) All parties have consented to the jurisdiction of a magistrate judge pursuant to 28 U.S.C. § 636. (Dkt. Nos. 7, 13.) Therefore, **IT IS HEREBY ORDERED** that this cause of action is dismissed **without** prejudice; provided, however that if any party hereto shall certify to this Court, within ninety days, with proof of service thereof, that the agreed consideration for said settlement has not been delivered over, the foregoing order shall stand vacated and this cause shall forthwith be restored to the calendar to be set for trial. If no certification is filed, after passage of ninety days, the dismissal shall be **with** prejudice.

IT IS SO ORDERED.

Dated: July 18, 2022



SALLIE KIM
United States Magistrate Judge